

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THOMAS ACEVEDO, JOHN HIDDISON,
ROBERT E. WOOD, MANUEL MERCADO,
HUBERT L. TOUSSAINT, STEVE PALOMIA,
and MICHAEL J. HAWKINS,

08-CV-1472 (GBD) (AJP)

Plaintiffs,

CIVIL CASE MANAGEMENT
PLAN AND SCHEDULING ORDER

-against-

CHEVROLET-SATURN OF HARLEM,

Defendant.
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Defendant Chevrolet-Saturn of Harlem, Inc. ("Defendant"), s/h/a Chevrolet-Saturn of Harlem, by and through its attorneys, Farrell Fritz, P.C., and plaintiffs Thomas Acevedo, John Hiddison, Robert E. Wood, Manuel Mercado, Hubert L. Toussaint, Steve Palomia, and Michael J. Hawkins, by and through their attorneys, Gordon & Gordon, P.C., have conferred pursuant to Fed. R. Civ. P. ("Rule") 26(f), and have agreed to the following Case Management Plan. This plan is also a scheduling order pursuant to Rules 16 and 26(f).

A. **Initial Disclosures**

The parties agree that no changes are needed in the form or requirement for disclosures under Rule 26(a). Plaintiff and Defendant agree that disclosures under Rule 26(a)(1) will be made no later than May 30, 2008.

B. **Discovery Plan**

The parties have conferred regarding the subjects on which they believe discovery is necessary and have agreed to the following discovery and motion schedule:

1. The date by which parties must file motions to amend the pleadings, including the joinder of additional parties, is June 30, 2008.

2. Except for good cause shown, all discovery shall be completed by October 10, 2008.

3. Dispositive motions shall be served by January 12, 2009. Answering papers are to be served within fourteen (14) days. Reply papers are to be served within seven (7) days. In the event a dispositive motion is made, the date for submitting the Joint Pretrial Order shall be changed from that shown herein to three (3) weeks from the decision on the motion. The final pretrial conference shall be adjourned to a date four (4) weeks from the decision on the motion.

4. A final pretrial conference will be held on February 12, 2009 at 9:30 a.m.

5. The Joint Pretrial Order shall be filed no later than January 26, 2009. The requirements for the pretrial order and other pretrial submissions shall be governed by the Court's Individual Rules of Practice.

6. All motions and applications shall be governed by the Court's Individual Rules of Practice.

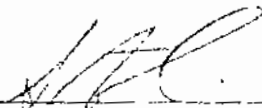
7. The parties shall be ready for trial on 48 hours notice on or after February 19, 2009. The estimated trial time is fourteen (14) days, and this is a jury trial.

8. The next Case Management Conference will be held on November 13, 2008 at 9.30 a.m.

Dated: May 14, 2008

Respectfully submitted,

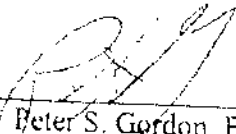
FARRELL FRITZ, P.C.




By: Steven N. Davi (SD 2131)
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Dated: May 14, 2008

GORDON & GORDON, P.C.


By: Peter S. Gordon, Esq. (PSG0068)
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(718) 544-7070

SO ORDERED: MAY 16 2008


Hon. George B. Daniels,
United States District Judge
HON. GEORGE B. DANIELS